

STATE OF MARYLAND	*	IN THE CIRCUIT COURT
	*	
V	*	OF MARYLAND FOR
	*	
JARROD RAMOS	*	ANNE ARUNDEL OUNTY
	*	
	*	CASE NO. C-02-CR-18-001515

* * * * *

DEFENDANT'S MOTION TO BIFURCATE TRIAL

The Defendant, by undersigned counsel, respectfully requests, pursuant to the Fifth, Sixth, Eighth, and Fourteenth Amendments of the United States Constitution, Articles 16, 21, 23, 24, and 25 of the Maryland Declaration of Rights, Md. Code Ann., Crim. Proc. Art. §§ 3-101, 3-109, and 3-110, Maryland Rules 4-242 and 4-314 and all other applicable federal and state law, and moves this Honorable Court for a bifurcated trial in the above captioned case in which the issue of criminal responsibility will be heard and determined separately from the issue of guilt and in support of this *Motion*, Defendant states as follows:

1. The Defendant is charged with five (5) counts of first degree murder and related offenses in this matter. The State has filed five (5) separate *Notices of Intention to Seek a Penalty of Life Without the Possibility of Parole*.

2. The Defendant has entered pleas of *Not Guilty* and *Not Criminally Responsible*, pursuant to Maryland Code, Criminal Procedure Article §§ 3-101 *et seq* and Maryland Rule 4-242.

3. Maryland Code, Criminal Procedure Article § 3-110 and Maryland Rule 4-314 provide for a bifurcated trial in which the issue of criminal responsibility is heard and determined separately from the issue of guilt.

WHEREFORE, Defense Counsel respectfully requests that this Honorable

Court:

- A. Grant the *Defendant's Motion to Bifurcate Trial*;
- B. Bifurcate the trial in the above captioned matter such that the issue of criminal responsibility is heard and determined separately from the issue of guilt;
- C. Conduct the trial pursuant to Maryland Code, Criminal Procedure Article § 3-110 and Maryland Rule 4-314; and
- D. Hold a hearing and/or grant such additional relief as the nature of this case may require.

Respectfully submitted,

/s/William M. Davis
William M. Davis - 9106200054
District Public Defender
Office of the Public Defender
1700 Margaret Ave
Annapolis, Md. 21401
410-295-8800
wdavis@opd.state.md.us

/s/ Elizabeth Palan
Elizabeth W. Palan – 9712180285
Deputy District Public Defender
Office of the Public Defender
1700 Margaret Ave
Annapolis, Md. 21401
410-295-8800
epalan@opd.state.md.us

/s/ Katy C. O'Donnell
Katy C. O'Donnell - 8501010456
Division Chief, Major Crimes & Complex
Litigation

Office of the Public Defender
6 St. Paul Street, Suite 1400
Baltimore, MD 21202
410-767-9852
FAX: 410-333-8496
kodonnell@opd.state.md.us

POINTS AND AUTHORITIES

United States Constitution, Amendments IV, V, VI, VIII and XIV

Maryland Declaration of Rights, Articles 16, 21, 23, 24, and 25

Maryland Code, Criminal Procedure Article §§ 3-101 *et seq.*

Maryland Rules 4-242 & 4-314

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 6th day of June, 2019, a copy of the foregoing *Defendant's Motion to Bifurcate Trial* was delivered to the Office of the State's Attorney for Anne Arundel County, Anne Colt Leites and James Toumey via electronic filing.

/s/ William M. Davis
William M. Davis